

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS

BY: Tyler Martin
DEPUTY

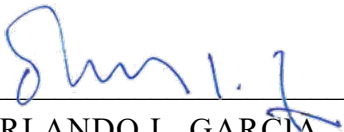
ORDER

The Court, after careful consideration of the parties’ briefing, the record, and the applicable law, finds that Depositors’s Motion should be denied. There are genuine disputes as to material facts that must be determined by a jury in this case and, thus, summary judgment is not appropriate. *See Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 255 (1986) (“Credibility determinations, the weighing of the evidence, and the drawing of legitimate inferences from the facts are jury functions . . .”).

It is therefore **ORDERED** that Defendant Depositors Insurance Company's Motion for Summary Judgment (Dkt. No. 18) is **DENIED**.

It is so **ORDERED**.

SIGNED this 13th day of October, 2023.



ORLANDO L. GARCIA
United States District Judge